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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

RONNIE DWIGHT WALDON,

Defendant and Appellant.

D038227

(Super. Ct. No. SCE212306)

APPEAL from a judgment of the Superior Court of San Diego County, William J. McGrath, Judge. Affirmed.

Ronnie Dwight Waldon entered a negotiated guilty plea to second degree burglary (Pen. Code, § 459)<sup>1</sup> and admitted a strike prior (§§ 667, subds. (b)-(i), 1170.12). The

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<sup>1</sup> All statutory references are to the Penal Code.

court imposed a stipulated four-year sentence and denied a request for a certificate of probable cause (Cal. Rules of Court, rule 31(d)).

Appointed appellate counsel has filed a brief setting forth the evidence in the superior court. Counsel presents no argument for reversal but asks this court to review the record for error as mandated by *People v. Wende* (1979) 25 Cal.3d 436. Pursuant to *Anders v. California* (1967) 386 U.S. 738 counsel refers to as possible but not arguable issues: (1) whether the trial court properly advised Waldon and obtained a waiver of his constitutional rights before he entered the guilty plea; (2) whether Waldon was denied effective assistance of counsel; and (3) whether the trial court erred in denying a certificate of probable cause.<sup>2</sup>

We granted Waldon permission to file a brief on his own behalf. He has not responded. A review of the entire record pursuant to *People v. Wende, supra*, 25 Cal.3d 436, including the possible issues referred to pursuant to *Anders v. California, supra*, 386 U.S. 738, has disclosed no reasonably arguable appellate issue. Competent counsel has represented Waldon on this appeal.

## DISPOSITION

The judgment is affirmed.

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<sup>2</sup> Because Waldon entered a guilty plea, he cannot challenge the facts underlying the conviction. (§ 1237.5; *People v. Martin* (1973) 9 Cal.3d 687, 693; *People v. Jackson* (1985) 37 Cal.3d 826, 836, overruled on other grounds as recognized in *People v. Burton* (1989) 48 Cal.3d 843, 863.) We need not recite the facts.

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O'ROURKE, J.

WE CONCUR:

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KREMER, P. J.

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HUFFMAN, J.